IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY THIRD DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 3994 of 1996

Between:

M.Laxmana
A.P.R.School P.Konavalasa
Vizianagaram Dist

..... PETITIONER

AND

1 A.P.Residential School rep.by its Special Officer (ST.Boys)
P.Konavalasa, Pachipenta Mandal Vizianagaram Dist
2 The A.P.R.E.I.Society rep.by its Secretary
Hyderabad

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ order or direction more particularly one in the nature of a writ of mandamus declaring as illegal and arbitrary the action of the respondents in not fixing the petitioner in the minimum pay scale of Rs.740-1150 as revised to Rs.1375-2375 with effect from 1-7-92 with monetary benefit from 1/4/93 and pass such other order.

Counsel for the Petitioner:MR.V.V.NARASIMHA RAO

Counsel for the Respondent No.2: GP FOR SCHOOL EDUCATION

Counsel for the Respondent No. 1: Mr. Vijaya Bhaskar Moola

The Court made the following :

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ORDER:

Heard both sides.

The petitioner herein who is working as IV Class employee filed this Writ Petition inter alia, seeking a Writ of Mandamus declaring the action of the respondents in not fixing the petitioner in the minimum pay scale of Rs. 740-1150 as revised to Rs. 1375-2375 with effect from 1.7.1992 with monetary benefit form 1/4/1993.

It is submitted that similar such benefit is extended to others but there is no reason for denying the same to him. Further it is submitted that in Writ Petition No. 3903 of 1994 and batch dated 25.9.1996 allowed the claim of similar employees and directed for consideration.

Following the same, the Writ Petition is allowed and the respondents are directed to extend the benefit of pay-scales attached to the post in which he is working and against which he has been appointed on regular basis from the date on which he was regularized. It is stated by both the counsel that pursuant to the interim directions of this court, the petitioner has already been placed at the minimum time scale of pay. Whatever other pay benefits are due to the petitioner in the light of this judgment, the same should be extended to him within a period of three months form

the date of receipt of this judgment. As far as the arrears are concerned, six months time is granted. No costs.

23.11.2004

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That Rule Nisi has been made absolute as above.

Witness the Hon'ble Sri Devinder Gupta, the Chief Justice on this Tuesday, The Twenty Third Day of November Two Thousand and Four.

To

1 A.P.Residential School rep.by its Special Officer (ST.Boys)
P.Konavalasa, Pachipenta Mandal Vizianagaram Dist
2 The A.P.R.E.I.Society rep.by its Secretary
Hyderabad

3. 2 CCs to G.P. for School Education, High Court Buildings, High Court of A.P., Hyderabad.

4. 2CD copies